ARIZONA STATE VETERINARY MEDICAL EXAMINING BOARD
1740 W. ADAMS ST., SUITE 4600, PHOENIX, ARIZONA 85007
PHONE (602) 364-1PET (1738) FAX (602) 364-1039
VETBOARD.AZ.GOV

RECEIVED
JUN 18 2018
BY:

COMPLAINT INVESTIGATION FORM

If there is an issue with more than one veterinarian please file a separate Complaint Investigation Form for each veterinarian

PLEASE PRINT OR TYPE

FOR OFFICE USE ONLY

Date Received: June 18, 2018 Case Number: 18-120

A. THIS COMPLAINT IS FILED AGAINST THE FOLLOWING:

Name of Veterinarian/CVT: Office M.Nate Murphy, DR.Larry S. Hudman

Premise Name: Kennel Care Veterinary Hospital

Premise Address: 6277 W Chandler Blvd

City: Chandler State: AZ Zip Code: 85226

Telephone: 480-940-0066

B. INFORMATION REGARDING THE INDIVIDUAL FILING COMPLAINT*:

Name: Bill Freitag

Address: [redacted]

City: [redacted] State: [redacted] Zip Code: [redacted]

Home Telephone: [redacted] Cell Telephone: [redacted]

**STATE LAW REQUIRES WE HAVE TO DISCLOSE YOUR NAME UNLESS WE CAN SHOW THAT DISCLOSURE WILL RESULT IN SUBSTANTIAL HARM TO YOU, SOMEONE ELSE OR THE PUBLIC PER A.R.S. § 41-1010. IF YOU HAVE REASON TO BELIEVE THAT SUBSTANTIAL HARM WILL RESULT IN DISCLOSURE OF YOUR NAME PLEASE PROVIDE COPIES OF RESTRAINING ORDERS OR OTHER DOCUMENTATION.*

C. **PATIENT INFORMATION (1):**

Name: Brilly

Breed/Species: German Shepherd

Age: 5 Sex: Female Color: Black and Tan

PATIENT INFORMATION (2):

Name: _____

Breed/Species: _____

Age: _____ Sex: _____ Color: _____

D. **VETERINARIANS WHO HAVE PROVIDED CARE TO THIS PET FOR THIS ISSUE:**

Please provide the name, address and phone number for each veterinarian.

Nate Murphy -Office Manager and DR.Larry S. Hudman
Kennel Care Veterinary Hospital
6277 W Chandler Blvd
Chandler Az 85226
(480) 940-0066 phone (480) 940-9186 fax

E. **WITNESS INFORMATION:**

Please provide the name, address and phone number of each witness that has direct knowledge regarding this case.

Maggie Freitag [redacted]

[redacted]

Attestation of Person Requesting Investigation

By signing this form, I declare that the information contained herein is true and accurate to the best of my knowledge. Further, I authorize the release of any and all medical records or information necessary to complete the investigation of this case.

Signature: William G Freitag

Date: 6-18-18

F. ALLEGATIONS and/or CONCERNS:
Please provide all information that you feel is relevant to the complaint. This portion must be either typewritten or clearly printed in ink.

The current problem, We have a Female German Shepherd that we wanted breed, I went to Kennel Care before the Female came into heat (2-7-18). I wanted to make sure we could take care of all the Prep before she came into heat. We were working with "Sirius Canine Fertility, Inc_ICSB-Grass Valley" Cedar Ridge CA 95945
530-273-9123 and a Breeder in California. We were using her Male to breed our Female. That is why I was doing my research and preparing Early. We needed to get the info to the Breeder in California in time for her to prepare her appointments with "Sirius Canine Fertility.
I got a estimate from Nate on 1-22-18

Kennel Care PROCEDURE ESTIMATE 01-22-18

THIS DOCUMENT LISTS PROCEDURES TO BE PERFORMED ON Brilly.
THIS ESTIMATE ONLY APPROXIMATES THE COST OF THIS VISIT. IT DOES NOT INCLUDE
ANY TREATMENTS THAT MAY BE DEEMED NECESSARY UPON EXAMINATION AND COMMENCEMENT
OF THE INCLUDED TREATMENTS. YOU ARE RESPONSIBLE FOR ALL FEES INCURRED DURING
THIS VISIT INCLUDED OR NOT ON THIS ESTIMATE.

THE FOLLOWING IS A LIST OF THE TREATMENTS AND/OR SUPPLIES EXPECTED TO BE REQUIRED DURING THIS VISIT AND THEIR APPROPRIATE COST. IF YOU HAVE ANY QUESTIONS CONCERNING THIS ESTIMATE PLEASE DO NOT HESITATE TO ASK.

Procedure or Dispensed Item	Qty	Charge
Repro/breeding exam & consult		66.00
Progesterone Assay	4-	479.48
Chilled semen insemination	2-	300.00

I took Brilly in to Kennel Care 2-7-18 and saw Mr.Hudman, I wanted Brilly checked for any infections so if she had a infection we could take care of it before she came into heat. Mr. Hudman told me he would not check her for a infection until she came into heat. I was not comfortable with this because I did not want a female on medication if needed while she was in heat. I took her back on 3-19 when she was in heat. This is when the first mistake was made. Mr. Hudman did not check her for a Infection " He only tested for a Proesterone test. So she did not get tested until her 2nd Appointment.
He did not do what he said he would do !
It took a couple of days to get the result and YES SHE HAD a INFECTION. So now Mr. Hudman prescribes Medication that I have to pick up. He seemed confused about the Pharmacy, so I gave him the Business card for the Pharmacy. I went to Pick up the Prescription and it was not there. The Pharmacy knew nothing of it. I went back the 2nd day and it still was not there. By the time we got the medication she was in the middle of her heat.

2nd Problem, Mr. Hudman was very vague about when he wanted the semen sent from "Sirius Canine Fertility, Inc_ICSB-Grass Valley" Cedar Ridge CA 95945. It ended up being the weekend and he was very confusing on his info. The Breeder in California needed to know in advance to get her Male prepped and set her calendar to make the needed appointments. From the Progesterone test the Breeder in California and myself determined Monday Am 3-26-18 would be the best time to collect her Male and send the Collection so she could make the needed Appointment. After we set the time to collect and send, Mr.Hudman still had not given Clear Information, and DID NOT GIVE US CLEAR DATES IN ADVANCE." He finally was saying maybe tuesday or wednesday. So that confirmed that our Monday Appointment for Collection being sent for Tuesday was in Line with Mr. Hudman Finally setting a Date after FOUR Progesterone Test.

"Sirius Canine Fertility, Inc_ICSB-Grass Valley" Cedar Ridge CA, collected enough for Two Breedings on Monday 3-26-18 and sent the Kit to Kennel Care that they recieved on Tuesday 3-27-18. Mr Hudman only did One Insemination 3-27-18. Mr. Hudman told me the Sperm Count was good on Tuesday but it was lower on Wednesday, Which we all know it would be. SO I Assumed that Mr.Hudman had done the 2nd Insemination. "HE DID NOT do the 2ND INSEMINATION." Brilly was suppose to have TWO Inseminations. Mr. Hudman seemed to have to many things going on. We made sure enough Sperm was sent for TWO Breedings because Mr.Hudman did not give us enough info to make the appointments ahead of time. HE Tested the remaining Sperm on Wednesday so why did he not go ahead and do the 2nd Breeding ?

I tried to talk to Nate about all of these Problems while I was with him in person at Kennel Care. He did not respond to the problems. He explained everything away,and did not take any Responsibility. It's Nate's way or No Way."

When I picked up Brilly I paid the Vet Bill.

April 4th I recieved this E-mail from Nate:

Bill

Brilly was inseminated 3/27/2018 at approximately 12:30 pm.

In reviewing the record, I did notice that the $150.00 charge for the insemination was not on your account at the time you picked her up. The $632.46 you paid was for 4 progesterone tests and a vaginal culture/sensitivity. Do you want me to mail a copy?

Nate
Kennel Care Veterinary Hospital
6277 W Chandler Blvd
Chandler, AZ 85226
(480) 940-0066 phone
(480) 940-9186 fax
www.kennelcarevet.com

I sent him a E-mail explaning all the Problems that Occured, and was very upset that I had taken the time to make this all work, and it did not at Kennel Care. Nate sent me a E-mail back and did not take any responsiblitiy for all that went wrong. This is not the 1st Problem with Kennel Care and Nate.

From: William Freitag < [redacted]
Subject: Attention Nate: Brilly's Journey Bill Freitag
Date: April 12, 2018 at 10:16:53 PM MST
To: kennelcarevet@gmail.com

PG_3

Mr.Nate Murphy,

Thank You for taking the time to reply to my E-mail. What I find interesting is, Yes I did start way early and brought my Female in early
to make sure I had all the bases covered and I did choose your facility hoping everything would be the Best.

What I find interesting is, You did not State or Address any of the problems that occurred with Brilly, in your E-mail.I tried to address the Problems with you while I met up with you. Another is Brilly was to have Two AIs . Also while I tried to Pickup the medicine at the Pharmacy it was not there. I went back the 2nd day and it still was not there. I gave Mr. Hudman the card to the Pharmacy so there would be no mistakes.

I brought Brilly in early before her cycle to check for any infections, so if she did have a infection we could clear that up before her heat. Mr. Hudman said no,He said: I will wait until she is in heat than we will check for infection. So when I brought her in for her first testing I waited for the results and I asked if she had a Infection? Mr. Hudman DID NOT TEST HER AS HE SAID HE WOULD. So when I brought her back for the 2ND Progesterone Apt, she was than tested for a infection and YES she had one. So now I go to PU the Prescription and it was not there, went back the 2nd day and it still was not ready ? which puts us right into ripe eggs. I Feel This Is The Biggest Reason Brilly Did NOT Get Pregnant.
The Next one is Kennel Care Did Not do the 2nd AI as Planned. This AI was a Total Failure.

Bill Freitag

Begin forwarded message:
From: Kennel Care Veterinary Clinic <kennelcarevet@gmail.com>
Subject: Re: Nate: Brilly's Costs
Date: April 5, 2018 at 11:37:25 AM MST
To: William Freitag [redacted]

Bill

Dr. Hudman has been working on patients for 6 days a week for the better part of a year because his services are in high demand. (With over 30 years of experience, extensive repro knowledge, a proven track record, and a history of going above and beyond for his patients and their families, this comes as no surprise.) We bred 98 dogs here last year from all over the state, as well as from several other states as far away as Michigan. Each of those owners paid under the same fee schedule we've had in place for years. (Our last general price increase was over 4 years ago, and many of our breeding costs were excluded from increases at that time).

If you recall, you and I have had numerous conversations going back as far as January about the costs of breeding here. None of our prices should be surprises for you. If you are looking for the cheapest possible way to get your dog bred, the estimate you attached looks like the way to go. I can't speak to how they determine their fee schedule because I do not work there nor know what lab or protocols they use, and I have absolutely no intention of justifying our fees by comparison.

Nate Murphy

Earlier Problems with Kennel Care , I was not Going to work with them again. The Resaon I did was "Sirius Canine Fertility. had said that is who was in their Network. That's why I tried to make this work.

My First experience with Kennel Care. I had two dogs to breed and I called for a AI estimate. After I wrote down the Numbers, I asked to confirm the Numbers to make sure I wrote them down correctly. All was confirmed and I took my Male and another Breeders Female in for a AI. When I got there they quickly took the two Dogs back for the procedure. I'm used to accompany my dogs to help with the Process but that is not how Kennel Care does it. So I am now talking with the office girls and they were going over the costs. The Costs were much higher than the Phone call. I asked for the girl who gave me the estimate and of course she was not in the Office. I told them that I had confirmed the costs over the phone. The Office Lady was not professional and was short with me. Next thing I know is Nate, the office manager comes out and asks me to come to his office. This is the first time I met Nate. He tells me to take my dogs and get out of his office. I tried to explain to him that I confirmed the cost over the Phone. He called me a "Liar "and that his staff would never, ever tell me that estimate.

They had my dogs and sent me on my way. I got to my car and was so upset that I could not drive. I could not leave with what just happened. I went back in to clear this up with Nate, and there was NO Conversation. He stood on what just took place.

I was Crushed on what had taken Place. So you ask why would I ever return ?? We had been working with Gabor Vajda ICSB D.V.M. at VCA Northern Phx. AZ. When Gabor does a AI ,you get Puppies. Garbor Retires and the Sperm Bank is in the Same Building as Kennel Care. Gabor sold the Building to Kennel Care.

Canine semen bank—Kennel Care Veterinary Hospital partners with *a branch of the International Canine Semen Bank (ICSB) to safely store semen from dogs on a long-term basis.*

What the Confusion is... I believe it's the ICSB that has the good reputation and Kennel Care *benifits from that.*

So I have Dealings with the ICSB which a different person handles. Very uncomfortable situation. Time had passed and my Daughter had a Female and a Male she wanted to breed. Not a lot of vets specialize in AI in AZ. So I was hoping we could get beyond the past and get a Good working relationship with Kennel Care. The Breeding did not Take. Mr. Hudson said the Male was not very fertile. This Male is still a top Breeder to this day for another Kennel.

With all that we did to make all of this work and it Failed, I requested a Full refund because of the mistakes made. I'm not the only one that has had problems with Kennel Care. I have provided a link to some of the others who have had problems.

Nate denied my request for a refund. They are handling to many patients and Nate has no idea what happened between Mr. Hudman and Myself. I tried to explain to him in person and by E-mail and Nate has no space for the facts.

Please Advise:
Heartily,
Bill Freitag
[redacted]

If it was not for "Sirius Canine Fertility. recommening Kennel Care in the Network I Would Not of Tried them Again. Nate is a Young Man that has not addressed issues that are present at his Facility. I hope this Complaint may open his eyes just a bit.

I had another Kennel call me and request where to go for a AI. I could not recommend, NATE< AND Mr.Hudson at Kennel Care. So I found a Company that costs were so much Lower with their procedures. Being Nate could not address the Problems at Kennel Care, But could request more money, I sent him the Estimate from the other vet to ask why Kennel Care was Much Higher.

Little Critters Veterinary Hospital

Little Critters Veterinary Hospital
1525 N Gilbert Rd, Ste 101C
Gilbert, AZ 85234
480-696-7744

littlecrittersvh@gmail.com
littlecrittersvet.com

Treatment Plan for: Brilly Freitag

This document lists procedures to be performed on Brilly. This estimate only approximates the cost of this visit. It does not include any treatments that may be deemed necessary upon examination and commencement of the included treatments. You are responsible for all fees incurred during this visit included or not on this estimate. This estimate is valid for 30 days from the date of issue.

The following is a list of the treatments and/or supplies expected to be required during this visit and their approximate cost.

If you have any questions concerning this estimate please do not hesitate to ask.

Procedure or Dispensed Item	Qty	Charge
Transvaginal Insemination		49.00
Examination - Wellness		48.00
Progesteron Package (3 tests)		219.50
Total estimate charges...		$316.50

Created: 04-04-18

Be assured that the health of Brilly is our highest concern and we will do everything possible to maintain that health. Understand, too, that your signature below indicates that you have reviewed and agree to the terms of this estimate.

I accept and agree to the terms of this estimate:

_____

Bill Freitag

This link below will show complaints from other Customers.....

https://www.yelp.com/biz/kennel-care-boarding-and-veterinari-an-hospital-chandler?hrid=-tlNfvTs7vE70TXhGNwoAw&rh_type=phrase&rh_ident=doctor_hudman

Pg_6

In this E-mail Nate Admits that the Infection was not checked on the First visit of Brillys heat. He States the appointmet was for a Blood draw only. That infection needed to be Caught as early as possible.

Nate also admits he has no Idea Why Dr. Hudman did not schedule or do the 2nd AI. I do not know why Dr. Hudman did not Schedule or do the 2nd AI. I kept asking so we could get it arranged. He was also confused when He asked me what Pharmacy to send Prescription to. After I repeated the info and he still was confused, I gave him a Business card for the Pharmacy. It took several days to get that needed prescripttion.

From: Kennel Care Veterinary Clinic <kennelcarevet@gmail.com>
Subject: Re: Attention Nate: Brilly's Journey Bill Freitag
Date: April 23, 2018 at 2:37:27 PM MST

Bill

Sorry for the delay in getting back to you. I wanted to make sure I reviewed Brilly's record fully and had a chance to discuss with Dr. Hudman.

My email was intended to address your previous email, which requested a justification of our prices in relation to another hospital. I didn't address any problems because you hadn't brought any to my attention.

As for the vaginal culture, when Brilly initially came in, Dr. Hudman had discussed doing a culture when she was in heat. When she came in season and was in our office 3/19, the appointment was scheduled with a technician for a blood draw only. When Dr. Hudman received the result and communicated them to you and to Sirius Canine Fertility, he made a point to be here at 2:00 pm on his scheduled day off to get the culture done and sent to the lab with the next progesterone. As for problems with getting the medication called into the pharmacy, I can only say that we do our best to make sure medications get filled promptly. Unfortunately, when calling or faxing prescriptions into pharmacies, delays can and do happen. I have already personally called into a pharmacy or faxed a prescription over only to have them tell the client the next day that they never heard from us.

As for the second AI, was there a second collection/shipment planned in Grass Valley? I don't see anything in our records that indicate Dr. Hudman refused to repeat an AI or recommended against it.

Feel free to give me a call if you have other concerns or questions.

Nate

PG_7

On Wed, Jun 13, 2018 at 4:50 PM, William Freitag <[redacted] wrote:
Nate,
Brilly did not have any Puppies, We feel there were mistakes made that caused this result. We are asking for a full refund at this time.

Please Advise .
Best,
Bill Freitag
[redacted]

From: Kennel Care Veterinary Clinic <kennelcarevet@gmail.com>
Subject: Re: Nate: Attention_ 6-13-18_ Brilly's Journey _Bill Freitag
Date: June 15, 2018 at 2:45:26 PM MST
To: William Freitag <[redacted]>

Bill

I'm sorry to hear that Brilly's breeding wasn't successful.

I sent you an email dated 4/23/18. I see you received it, because you included it with this email. I addressed some of your concerns in that email, but never got a response from you.

I understand that it can be frustrating to go through the anticipation and process of breeding, only to end up with no pups at the end. There are no guarantees, regardless of the type of breeding and the amount of preparation we put into the process beforehand. Unless you have some new information to add, I do not see anything that warrants a refund for the services we performed as discussed and agreed upon. As I mentioned in my 4/4/18 email, the cost of the insemination itself is still outstanding on your account.

Give me a call if you have questions or additional information.

Nathan

Kennel Care Veterinary Hospital
6277 W Chandler Blvd
Chandler, AZ 85226
(480) 940-0066 phone
(480) 940-9186 fax
www.kennelcarevet.com

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(480) 940-0066 Phone
(480) 940-9186 Fax

RECEIVED
JUL 03 2018
BY:

2 July 2018

RE: Reference # 18-120

To Whom It May Concern:

Mr. Freitag had been a client previously, but was dismissed from the practice due to his behavior toward the staff. He eventually called back and talked to Nathan Murphy, our office manager, and requested we help him breed another dog. (This was his daughter's dog, Bella). I wouldn't have allowed him back, but Nathan was a nice guy and accepted his request for help in breeding his dog.

On 6 Feb 2018 we examined Brilly and determined we would do a vaginal culture on her when she came in heat.

On 19 Mar 2018 owner came in for a progesterone test.

On 21 Mar 2018 we repeated the progesterone test and submitted a vaginal culture sample. We followed the dog through her cycle with progesterone testing to identify the proper day to breed the dog. The culture results came back as Haemophilus haemoglobophilus and she was treated with Amoxicillin 500mg Clavulanate 125mg every 12 hours with meals. This was called into the pharmacy Mr. Freitag chose.

It was determined that Brilly ovulated Sunday 26 Mar 2018, making Wednesday 28 Mar the best single day to breed. I recommended that the dog be bred Tuesday and Thursday to give her the best chance to get her pregnant. The semen arrived and upon evaluation it was approximately 60% viable sperm. The numbers were adequate and a successful AI was done with no backwash. We performed inverted feathering to help the semen through the cervix. I recommended we breed her again on Thursday to help increase her chances of getting pregnant. He chose not to do this again. Later I found out he did a natural breeding to Brilly as well.

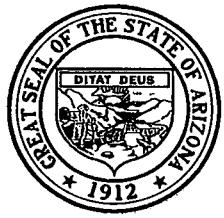
Kennel Care
Veterinary Hospital
6277 West Chandler Boulevard
Chandler, Arizona 85226
(480) 940-0066 Phone
(480) 940-9186 Fax

In my opinion, we followed the proper steps to get her pregnant. I never guarantee to get dogs pregnant as that would be absurd. He didn't do what we suggested to get her pregnant and later contends that the semen we received was for two breedings. No information from Sirius Canine Fertility on the semen report says that this was for two breedings and is equivalent to one collection.

I feel that we did what was needed and that this is just a case of an owner that has a history of complaining and not following directions.

Larry S Hudman, DVM

DOUGLAS A. DUCEY
- GOVERNOR -



VICTORIA WHITMORE
- EXECUTIVE DIRECTOR -

ARIZONA STATE VETERINARY MEDICAL EXAMINING BOARD

1740 W. ADAMS STREET, STE. 4600, PHOENIX, ARIZONA 85007
PHONE (602) 364-1-PET (1738) • FAX (602) 364-1039
VETBOARD.AZ.GOV

INVESTIGATIVE COMMITTEE REPORT

TO: Arizona State Veterinary Medical Examining Board

FROM: AM Investigative Committee: Robert Kritsberg, D.V.M. - Chair
Ryan Ainsworth, D.V.M.
Christina Tran, D.V.M.
Mary Williams
Carolyn Ratajack

STAFF PRESENT: Tracy A. Riendeau, CVT – Investigations
Michael Raine, Assistant Attorney General

RE: Case: 18-120
Complainant(s): Bill Freitag
Respondent(s): Larry Hudman, D.V.M. (License: 3057)

SUMMARY:
Complaint Received at Board Office: 6/18/18
Committee Discussion: 10/2/18
Board IIR: 11/21/18

APPLICABLE STATUTES AND RULES:
Laws as Amended July 2014 (Salmon); Rules as Revised September 2013 (Yellow).

Respondent was requested to provide artificial insemination services to "Brilly," a 5-year-old female German Shepherd. Diagnostics were performed and the dog was inseminated on March 27, 2018. The insemination did not take.

Complainant was noticed and appeared.
Respondent was noticed and appeared.

The Committee reviewed medical records, testimony, and other documentation as described below:

- Complainant(s) narrative: *Bill Freitag*
- Respondent(s) narrative/medical record: *Larry Hudman, DVM*
- Witness(es) narrative: *Nathan Murphy – Hospital Manager*

PROPOSED 'FINDINGS of FACT':

1. In January 2018, Complainant and Respondent's hospital manager discussed setting up breeding consultation with Respondent and estimates for diagnostics and artificial insemination (AI) were generated.

2. On February 6, 2018, the dog was presented to Respondent for a reproduction exam and brucellosis testing. The plan was to perform a vaginal AI with fresh chilled semen; the dog was not in heat at that time. Upon exam, the dog had a weight = 64 pounds, a temperature = 100.8 degrees, a heart rate = 140 and a respiration rate = 40rpm. Respondent documented that they would perform a vaginal exam and culture when the dog went into heat due to the dog having an infection after her last cycle. Respondent wanted Complainant to obtain the information on the male the dog they would be breeding with and a Brucellosis test was performed; results were negative.

3. On March 19, 2018, the dog was presented to Respondent's premise for a progesterone test. Technical staff collected the blood and submitted the test. Respondent did not see the dog at that time. Progesterone results = 0.9 (< 1.0 – anestrus/proestrus).

4. Respondent contacted Complainant with the progesterone results and stated that they could repeat the test and perform a vaginal culture on March 21st.

5. On March 21, 2018, the dog was presented to Respondent for a progesterone test and vaginal culture. Respondent spoke with Complainant to discuss the results the progesterone results = 1.9. Complainant was to return on Friday for another progesterone and the semen be sent to Respondent on Monday. Respondent felt at that point the dog would ovulate Friday or Saturday – Complainant reported that he was having difficulty in getting the semen out on Saturday and was planning on having semen sent on Monday.

6. The culture came back as Haemophilus haemoglobophilus and Amoxicillin 500mg Clavulanate 125mg, 20 tablets, give one tablet every 12 hours, was called into Complainant's pharmacy of choice.

7. On March 23, 2018, the dog was presented to Respondent for a progesterone test (2.6). It was looking as if Sunday would be the day the dog would be ovulating and collection was scheduled for Monday. Respondent wanted to repeat progesterone on Monday.

8. On March 26, 2018, the dog was presented to Respondent for a progesterone test (8.4). Respondent thought the dog ovulated on Sunday, making Wednesday, March 28th, the best single day to breed. Respondent recommended the dog be bred Tuesday, March 27th and Thursday March 29th to give the best change to get the dog pregnant.

9. On March 27, 2018, the dog was presented to Respondent for artificial insemination. It was performed with fresh chilled semen which had approximately 60% motility. Respondent recommended they breed her again on Thursday to help increase her chances of getting pregnant. Complainant elected not to do it again – Respondent stated that he later learned that Complainant naturally bred the dog as well.

10. The artificial insemination did not take and the dog did not get pregnant. Complainant was under the impression that Respondent was going to do two inseminations as enough semen was sent for the procedure to be performed twice.

11. Complainant also expressed concerns that the vaginal culture was not taken earlier as he requested. An infection was present and antibiotics were prescribed. Complainant feels that this was another contributing factor as to why the dog did not get pregnant.

12. Respondent stated in his narrative that they followed the proper steps to get the dog pregnant. He never guaranteed the dog would get pregnant. Complainant did not comply with his recommendations and later contended that the semen they received was for two breedings. No information from the fertility company on the semen report stated it was for two breedings and was equivalent to one collection.

COMMITTEE DISCUSSION:

The Committee discussed that it is unfortunate that the dog was not successfully bred. Given the information reviewed and testimony heard, the Committee did not feel there was a violation. At times in practice, pet owners have their own ideas on how they would like to see things go; it can be hard to find the balance of the pet owner controlling the process versus taking the expertise of an experienced doctor in theriogenology.

COMMITTEE'S PROPOSED CONCLUSIONS of LAW:

The Committee concluded that no violations of the *Veterinary Practice Act* occurred.

COMMITTEE'S RECOMMENDED DISPOSITION:

Motion: It was moved and seconded the Board:

Dismiss this issue with no violation.

Vote: The motion was approved with a vote of 5 to 0.

The information contained in this report was obtained from the case file, which includes the complaint, the respondent's response, any consulting veterinarian or witness input, and any other sources used to gather information for the investigation.

Tracy A. Riendeau, CVT
Investigative Division